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**From:** Frazer, Brian [Frazer.Brian@epa.gov]  
**Sent:** 3/25/2018 3:03:50 PM  
**To:** Goodin, John [Goodin.John@epa.gov]  
**CC:** Connors, Sandra [Connors.Sandra@epa.gov]; Eisenberg, Mindy [Eisenberg.Mindy@epa.gov]; Wehling, Carrie [Wehling.Carrie@epa.gov]; Neugeboren, Steven [Neugeboren.Steven@epa.gov]  
**Subject:** Re: Potential approach for addressing ESA issues arising in Florida 404 assumption process

John,

Ok, I'll stop by in the morning.

bf

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Brian Frazer, Acting Director  
Oceans, Wetlands and Communities Division Office of Wetlands, Oceans and Watersheds  
US Environmental Protection Agency  
202-566-1652

Sent from my iPhone

On Mar 25, 2018, at 7:55 AM, Goodin, John <Goodin.John@epa.gov> wrote:

Brian— let's have a quick chat Monday morning re timing and coordination on this approach.

Safe travels, Steve!

Thanks  
John

Sent from my iPhone

Begin forwarded message:

**From:** "Neugeboren, Steven" <Neugeboren.Steven@epa.gov>  
**Date:** March 24, 2018 at 7:23:36 PM EDT  
**To:** "Ross, David P" <ross.davidp@epa.gov>  
**Cc:** "Fotouhi, David" <Fotouhi.David@epa.gov>, "Wehling, Carrie" <Wehling.Carrie@epa.gov>, "Kupchan, Simma" <Kupchan.Simma@epa.gov>, "Wade, Alexis" <Wade.Alexis@epa.gov>, "Messier, Dawn" <Messier.Dawn@epa.gov>, "Best-Wong, Benita" <Best-Wong.Benita@epa.gov>, "Goodin, John" <Goodin.John@epa.gov>, "Eisenberg, Mindy" <Eisenberg.Mindy@epa.gov>  
**Subject:** Potential approach for addressing ESA issues arising in Florida 404 assumption process

Dave - At Matt's request WLO has worked to develop an approach to help address concerns raised by Florida and stakeholders with regard to state assumption and federally listed species – i.e., that the loss of federal permitting and associated section 7 consultation would remove the ability for any incidental take to be authorized through the section 7 process.

We developed the attached paper and briefed Matt last week and he thought it was a promising approach so asked us to share it with you.

I am **Ex. 6 Personal Privacy (PP)** so if you have any question or would like to discuss you can reach out to Carrie Wehling.

John – sharing with you all per our conversation on Friday. We discussed this approach with Phil in the region but have not shared the paper as of yet. I suggest outreach to them be coordinated between OW and OGC.

Steve Neugeboren  
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U.S. EPA  
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Washington, DC 20460  
202 (564-5488)

<FL Assumption ESA Hot issues paper 03-22-18.docx>